

UNITED STATES DISTRICT COURT  
DISTRICT OF NEW HAMPSHIRE

UNITED STATES OF AMERICA )  
                                )  
                                )  
v.                            ) Case No. 11-cr-131-JD  
                                )  
                                )  
RODOLFO ARIEL AMPARO AYBAR )  
a/k/a JOSE ROBLES           )

**ASSENTED-TO MOTION TO DISMISS GLOCK MODEL 17,  
SERIAL NUMBER PCX860 9MM PISTOL**

The United States requests the Court to dismiss a Glock, model 17, serial number PCX860, 9mm pistol from the Preliminary Order of Forfeiture entered by the Court on October 25, 2012, on the grounds that this firearm contained in the Preliminary Order of Forfeiture has been administratively forfeited by the Bureau of Alcohol, Tobacco, Firearms and Explosives, pursuant to a Declaration of Administrative Forfeiture dated April 15, 2011.

Due to the nature of this Motion, no memorandum of law is necessary.

Paul J. Garrity, Esquire, counsel for the defendant, concurs with the filing of this motion.

For the reasons stated herein, the United States respectfully requests that the Court dismiss the Glock, model 17, serial number PCX860 9mm pistol from the Preliminary Order of Forfeiture entered by the Court on October 25, 2012.

Respectfully submitted,

JOHN P. KACAVAS  
United States Attorney

Date: December 19, 2012

By:/s/ Robert J. Veiga

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**CERTIFICATE OF SERVICE**

I certify that on this 19th day of December, 2012, the foregoing Assented-To Motion to Dismiss Glock Model 17, Serial Number PCX860 9mm Pistol was served electronically through ECF on Paul J. Garrity, Esquire, counsel for the defendant, Rodolfo Ariel Amparo Aybar, a/k/a Jose Robles.

/s/ Robert J. Veiga  
Robert J. Veiga  
Assistant U.S. Attorney